

DEEP CREEK DISTRIBUTION MEETING
LAPOINT ELEMENTARY SCHOOL - LAPOINT, UTAH
FEBRUARY 11, 1986

The meeting opened at 9:45 a.m. The meeting was conducted by Kent Jones, Distribution Engineer of the Ut. Division of Water Rights.

Mr. Jones read the minutes of the last annual meeting. A motion to accept the minutes as read was made by Aaron Simmons. Motion was seconded by Lance Luck and the motion carried.

The 1985 financial statement was read by Mr. Jones. A question of possible double billing of \$828.75 to Deep Creek and Mosby Water Users was raised by Mr. Luck. Mr. Jones said he would investigate correspondence and records in his office to see if the \$828.75 needs to be cleared from the books. A motion was made by Arthur McKee that the above billing be addressed and resolved at the annual Mosby meeting scheduled for February 22. The motion was seconded by A.C. Wilkerson and the motion carried.

Dave Murray and Martin Huber stated that their assessments seemed to be too high for the amount of water they had received. It was determined that the poor records kept by Mr. Perry on Deep Creek resulted in inequitable assessments to some of the water users. Some alternative ways of equating the assessments were discussed. Mr. Murray stated that based on the amount of land he had and the number of times he irrigated that year, his assessment should be reduced. A motion was made by Arthur McKee to adjust Mr. Murrays delinquent assessment from \$268.70 to \$155.23. The motion was seconded by Lance Luck and motion carried.

A motion was made by Raymond Murray to move \$50.00 from miscellaneous expenses and put it in the commissioners phone expense. The motion was seconded by A.C. Wilkerson and motion carried.

Mr. McKee made a motion to waive penalties on delinquent assessments paid by April 1, and that no water be delivered to Water Users with delinquent assessments not paid by April 1, 1986. The motion was seconded by Martin Huber and the motion carried.

Mr. McKee made the motion to accept the financial statement as adjusted. John Justice seconded and the motion carried.

The problem of share holders letting their shares of water be used on lands other than their own was discussed. The general consensus was that water turned through a diversion be assessed

to the diversion owner. The only exception to this would be by agreements. These agreements need to be specific and signed by the share holder. This water must be used within the Deep Creek System. If any shares are leased to users outside of the system they must be preceded by proper change applications in the State Engineer's office and only by those in authority to file changes for the Deep Creek System.

Copies of these agreements and/or changes must be given to the water commissioner prior to the delivery of water.

Concern for the condition and location of the Parrish diversion was raised. A motion was made by Mr. McKee that the Division of Water Rights require Mr. Parrish to upgrade his diversion to the satisfaction of the water commissioner. The motion was seconded by Raymond Murray and the motion carried.

A motion to retain Charmin Justice as Water Commissioner was made by Mr. McKee. The motion was seconded by Martin Huber and the motion carried.

A motion was made by Lance Luck to assess a \$4,000.00 budget. The motion was seconded by Mr. McKee and motion carried.

A motion to keep the same committee as last year was made by Martin Huber. Motion was seconded by Dave Murray and motion carried.

It was decided that all pertinent information had been addressed and the meeting adjourned at 11:45 a.m.

Present at the Meeting:

NAME	REPRESENTING
John Colbert	Ut. St. Division of Water Rights
Blake Wahlen	Ut. St. Division of Water Rights
Kent Jones	Ut. St. Division of Water Rights
A. C. Wilkerson	Water User
Arthur McKee	Water User
Lance Luck	Mosby Irrigation, Pres.
John Justice	Water User
Aaron Simmons	Water User
Raymond Murray	Water User
Dave Murray	Water User
Martin Huber	Water User